

PATENT



ATTORNEY DOCKET NO. PARE.002.01US

**COMBINED INVENTOR
DECLARATION AND POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Interaction-Activated Proteins

the specification of which

(check one) [] Is attached hereto.
 [] Was filed on _____ and has been assigned Serial Number _____
 [X] Was filed on March 15, 2000 as Attorney Docket No. PARE.002.01US and assigned Serial No. 09/526,106.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known to me to be material to patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 and, if applicable, all such information under 37 CFR § 1.56 which became available between the national or PCT International filing date of the prior application and the filing date of this application.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | | | <u>Priority Claimed</u> | |
|------------------------------|--|--|-------------------------|--|
|------------------------------|--|--|-------------------------|--|

| | | | | |
|----------|-----------|------------------------|----------------------------------|---------------------------------|
| (number) | (Country) | (Day/Month/Year Filed) | <input type="checkbox"/> [] Yes | <input type="checkbox"/> [] No |
|----------|-----------|------------------------|----------------------------------|---------------------------------|

| Prior Foreign Application(s) | | | <u>Priority Claimed</u> | |
|------------------------------|--|--|-------------------------|--|
|------------------------------|--|--|-------------------------|--|

| | | | | |
|----------|-----------|------------------------|----------------------------------|---------------------------------|
| (number) | (Country) | (Day/Month/Year Filed) | <input type="checkbox"/> [] Yes | <input type="checkbox"/> [] No |
|----------|-----------|------------------------|----------------------------------|---------------------------------|

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC §112. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|--|-----------------------------------|---------------------|
| 60/124,339 (Application Serial No.) | March 15, 1999 (Filing Date) | Pending (Status) |
| 60/135,926 (Application Serial No.) | May 25, 1999 (Filing Date) | Pending (Status) |
| 60/175,968 (Application Serial No.) | January 13, 2000 (Filing Date) | Pending (Status) |
| (Application Serial No.) * designating the U.S. | (Filing Date) | (Status) |

I hereby appoint:

BARBARA RAE-VENTER, Ph.D., Reg. No. 32,750
BERTRAM I. ROWLAND, Ph.D., Reg. No. 20,015
JENNIFER WAHLSTEN, Ph.D., Reg. No. 46,226

as my attorneys or agents with full power of substitution and revocation to prosecute my above-identified application for Letters Patent and to transact all business in the Patent Office connected therewith.

Direct all telephone calls to Barbara Rae-Venter, Ph.D. at (650) 328-4400.

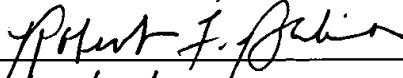
Address all correspondence to:

Barbara Rae-Venter, Ph.D.
Rae-Venter Law Group, P.C.
P. O. Box 60039
Palo Alto, California 94306-0039

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: BALINT, Robert F.

Inventor's signature:



7/17/00

Date:

Residence:

4003 Scripps Avenue, Palo Alto, CA 94306

Citizenship:

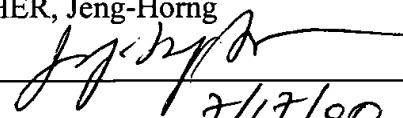
USA

Post Office Address:

4003 Scripps Avenue, Palo Alto, CA 94306

Full name of co-inventor: HER, Jeng-Horng

Inventor's signature:



7/17/00

Date:

Residence:

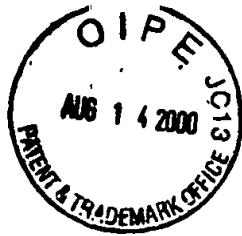
2378 Weston Drive, San Jose, CA 95130

Citizenship:

Taiwan

Post Office Address:

2378 Weston Drive, San Jose, CA 95130



PATENT

ATTORNEY DOCKET NO. PARE.002.01US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert F. Balint *et al.*) Examiner: Not Yet Assigned
Serial No.: 09/526,106)
Filed: March 15, 2000)
For: INTERACTION-ACTIVATED)
PROTEINS) **VERIFIED STATEMENT**
) **(DECLARATION) CLAIMING**
) **SMALL ENTITY STATUS**
) **(37 C.F.R. §§ 1.9(f) & 1.27(c) –**
) **SMALL BUSINESS CONCERN**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I hereby declare that I am:

the owner of the small business concern identified below:
 an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern: Panorama Research, Inc.

Address of Concern: 2462 Wyandotte Street, Mountain View, CA 94043

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500

CERTIFICATE OF FIRST-CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on 8/11/00

(Date)

Signature: Jessica Aldea
Printed Name: JESSICA ALDEA

persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled:

INTERACTION-ACTIVATED PROTEINS

by inventor(s) Robert F. Balint, Jeng-Horng Her,

the specification filed herewith

the specification filed March 15, 2000 as attorney docket number PARE.002.01US and assigned Serial No. 09/526,106.

Patent No. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a non-profit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities.
(37 CFR 1.27)

Name _____

Address _____

Individual Small business concern Non-profit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(d)).

I hereby declare that all statements are made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing JAMES W. LARRICK
Title of Person Other than Owner PRESIDENT
Address of Person Signing 2462 WYANDOTTE ST. MOUNTAIN VIEW, CA 94041
Signature James W. Larrick
Date 7/17/00

BRV:jea

Inventor hereby authorizes the above-mentioned Assignee or its legal representative to insert in this instrument the filing date and serial number of said application or any other information that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

Upon said consideration, Inventor conveys to Assignee the right to make application in its own behalf for protection of said invention in countries foreign to the United States and where expedient to claim under the International Convention or other international arrangement for any such application the date of the United States application (or other application if any there be) in priority to other applications; and Inventor does hereby covenant and agree with Assignee that Inventor will not execute any writing or do any act whatsoever conflicting with these presents, and that Inventor will at any time upon request, without further or additional consideration, but at the expense of Assignee, execute such additional assignments and other writings and do such additional acts as Assignee may deem necessary or desirable to perfect Assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining any original, continuation, continuation-in-part, reexamination, divisional, renewal, reissued or extended Letters Patent of the United States or of any and all foreign countries on said invention, and in enforcing any rights or chooses in action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of the assigns and legal representatives of both parties.

Date: 7/17/00

By:



Robert F. Balint

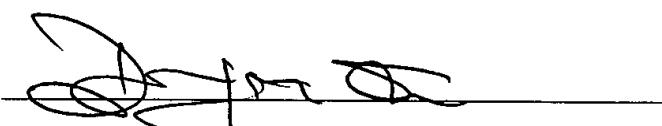
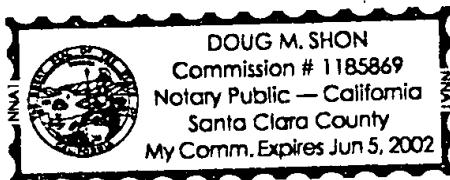
STATE OF Ca.

) ss:

COUNTY OF Santa Clara)

On this 17 day of July, 2000, before me, a Notary Public in and for said county, appeared: ROBERT F. BALINT who is personally known to me/proved to me on the basis of satisfactory evidence to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he/she signed, sealed and delivered the instrument as his/her free and voluntary act for the uses and purposes therein set forth.

(SEAL)



Notary Signature

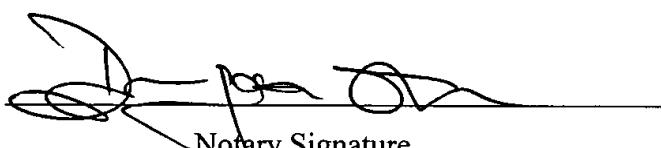
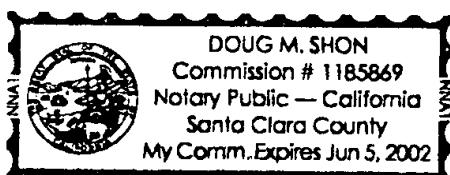
Date: 7/17/00By: Jeng-Horng Her
Jeng Horng HerSTATE OF Ca.

) ss:

COUNTY OF Santa Clara.

On this 17 day of July, 2000, before me, a Notary Public in and for said county, appeared: JENG - HORN G HER who is personally known to me/proved to me on the basis of satisfactory evidence to be the same person whose name is subscribed to the foregoing instrument, and acknowledged that he/she signed, sealed and delivered the instrument as his/her free and voluntary act for the uses and purposes therein set forth.

(SEAL)

A handwritten signature in black ink, appearing to read "Jeng Horng Her".

Notary Signature